UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

<u>21-cv-03496-AMO</u> Surgical Instrument Service Company, Inc. v. Intuitive Surgical, Inc.

TRIAL SHEET, EXHIBIT and WITNESS LIST

| JUDGE: | PLAINTIFF ATTORNEY: | DEFENSE ATTORNEY: |
|-------------------------|------------------------------|----------------------------|
| Araceli Martínez-Olguín | Richard McCaulley and Joshua | Kenneth Gallo and William |
| | Van Hoven | Michael |
| TRIAL DATE: | REPORTERS: | CLERK: |
| January 6, 2025 | Ruth Levine Ekhaus | Alexis Solorzano Rodriguez |

| EXHIBIT NO. | TIME OFFERED | ID | DESCRIPTION |
|----------------|-----------------|----|---|
| | 8:12 AM | | Case called. The Court overruled the parties' objections to opening statement demonstratives as stated on the record. |
| | 8:56 AM | | Voir Dire panel sworn. Court voir dires prospective panel. |
| | 9:35 AM | | Sidebar. |
| | 9:38 AM | | Sidebar concluded. |
| | 9:48 AM | | Sidebar. |
| | 9:50 AM | | Sidebar concluded. |
| | 9:54 AM | | Sidebar. |
| | 9:55 AM | | Sidebar concluded. |
| | 9:59 AM | | Prospective jury panel excused for break. |
| | 10:00 AM | | The Court discusses excusing jurors from voir dire panel with parties. |
| | 10:06 AM | | Recess. |
| | 10:25 AM | | Court back in session. Parties stipulate to excusing jurors from voir dire panel. |
| | 10:27 AM | | Prospective voir dire panel brought back into courtroom. |
| | 10:30 AM | | Plaintiff's counsel, Richard McCaulley conducted voir dire of panel. |
| | 11:17 AM | | Defendant's counsel, Kenneth Gallo, conducted voir dire of panel. |
| | 11:56 AM | | Court voir dires prospective panel. |
| | 12:17 PM | | Prospective jury dismissed for break. |

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| 12:34 PM | Court back in session. Prospective jury present. | |
|----------|--|--|
| 12:37 PM | Sidebar. | |
| 12:41 PM | Sidebar concluded. | |
| 12:41 PM | Prospective jury dismissed for lunch break. | |
| 12:45 PM | Recess for lunch. | |
| 1:10 PM | Court back in session. The Court overruled the parties' objections to opening statement demonstratives as stated on the record. Court discusses cause outside presence of jury. Peremptory challenges exercised. | |
| 1:47 PM | Prospective jury present. | |
| 1:50 PM | Jury sworn. Court read initial jury instructions aloud and gave trial overview. | |
| 1:55 PM | Court excuses jury for the day. | |
| 2:00 PM | Court adjourned. | |